

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT*A Tradition of Service*

DATE: October 14, 2009

OFFICE CORRESPONDENCE

FILE NO. SH2242904

FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:
DEPUTY ANTHONY PAEZ # [REDACTED]
PALMDALE STATION**

On May 3, 2009, at approximately 0025 hours, Deputy Anthony Paez, fearing for his life and the life of another person, fired five rounds at Ms. [REDACTED] from his Beretta 92F 9mm pistol. All five rounds missed Ms. [REDACTED]. Patient [REDACTED] was detained pending mental evaluation under 5150 Welfare and Institutions Code.

Deputy Anthony Paez, after completing his regular work shift, was off duty in his personal vehicle, driving south on 25th Street East, approaching East Avenue S, in the city of Palmdale. As Deputy Paez approached the intersection, he saw Ms. [REDACTED] standing near the northwest corner, aggressively pointing at motorists what appeared to be a small caliber handgun. Deputy Paez drove his vehicle into the parking area of a gasoline station on the southeast corner of the intersection. He used his cellular telephone to call Palmdale Station, reporting a suspect brandishing a firearm at motorists. Deputy Paez followed Ms. [REDACTED] from a distance on foot and coordinated the responding Palmdale Station units.

After a short period of time, and prior to the arrival of the first Palmdale unit, Ms. [REDACTED] moved from her position adjacent to 25th Street East and began walking toward a Food for Less supermarket. Deputy Paez crossed the intersection and tried to maintain a visual of Ms. [REDACTED] as he continued his coordination of responding units via his cellular telephone.

As Ms. [REDACTED] neared the supermarket, an employee stepped out of the front door. Ms. [REDACTED] pointed what Deputy Paez still believed to be a handgun at the employee and quickened her pace. Deputy Paez, fearing that Ms. [REDACTED] was going to shoot the employee, identified himself as a deputy sheriff and directed Ms. [REDACTED] to drop the weapon. Ms. [REDACTED] responded to Deputy Paez' commands by quickly turning and pointing the object at Deputy Paez. Deputy Paez, fearing for his life and the life of the market employee, fired five rounds at Ms. [REDACTED] from his Beretta 92F 9mm pistol. All five rounds missed Ms. [REDACTED]. She immediately

dropped the object and laid on the pavement. She was taken into custody by responding units without incident. The item she was pointing was a cellular telephone.

Patient [REDACTED] appeared to be delusional. She said that she was pretending to be a "gangster rapper" musician, shooting at people and cars. She stated that she heard Deputy Paez' commands and understood that he was a deputy sheriff. Patient [REDACTED] was detained pending mental evaluation.

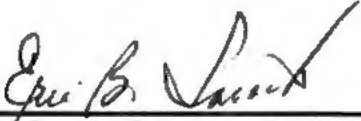
On October 8, 2009, the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.30, Use of Firearms and Deadly Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, MPP § 3-01/025.30, Use of Firearms and Deadly Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Anthony Paez # [REDACTED] was reasonable and necessary and in compliance with Department policy.

Deputy Anthony Paez # [REDACTED] was ordered to attend eight hours of Tactics and Survival training and one hour of Mobile Tactical Threat Assessment training.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputy Anthony Paez # [REDACTED] in this incident were within Department Policy.



Eric B. Smith, Commander

EBS:YLW/yiw

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MISCELLANEOUS DOCUMENTS

Administrative Rights Forms
Palmdale Station PM shift In-Service for 05-02-09
Palmdale Station EM shift In-Service for 05-03-09
Training Records, Weapons Qualifications Records and Assignment Card for
Involved Deputies
Incident Details Printout PLM09123-0007

Los Angeles County Sheriff's Department

Officer Involved Shooting

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Report Date: May 03, 2009		Bureau/Station/Facility: Palmdale Station		Admin. Invest? <input checked="" type="checkbox"/> Hit? <input type="checkbox"/>	
Incident Information					
URN: 009-07253-2608-461		Date: May 03, 2009		Time: 0025	
City or Station: Palmdale Station		Nature of Incident: Deputy Anthony Paez, while off-duty, saw a female pointing what appeared to be a handgun at motorists. When the female pointed it at a pedestrian, Deputy Paez identified himself and ordered her to drop the gun. The female turned towards him with the item still in her hand. Deputy Paez, fearing for his safety fired his handgun at her.			
Location: 20th Street E and Avenue S					
Location Type (circle one or more): Backyard Beach Business Freeway Industrial Park Parking Lot Residence Rural School Street Other: _____	Lighting (circle only one): Darkness Daylight Other Street Lights	Incident Type (circle one or more): Accidental Armed Person Fleeing Suspect Foot Pursuit Gun Take Away Moving Vehicle Sniper/Ambush Stallie Struggle Involved Traffic Stop Unarmed Person Unintentional Vehicle Pursuit Warrant Service Warning Shot Other: Simulated Weapon		Initiated by (circle only one): Arrest Warrant Call Observation One Person Unit Other Search Warrant Two Person Unit	
Total # of Shots Fired by Deputy 7		Total # of Shots Fired by Suspect 0		Prior Activity (circle only one): Detective Inmate Transport Other Routine Patrol	
				Aero Unit? <input type="checkbox"/> Canine Unit? <input type="checkbox"/>	
Employee Witnesses					
Employee #	Last Name	First Name	M.I.	ShiftTime (circle only one): EM PM Day	ShiftType (circle only one): Regular Overtime Off Duty
	Paez	Anthony			
Employee #	Last Name	First Name	M.I.	ShiftTime (circle only one): EM PM Day	ShiftType (circle only one): Regular Overtime Off Duty
Employee #	Last Name	First Name	M.I.	ShiftTime (circle only one): EM PM Day	ShiftType (circle only one): Regular Overtime Off Duty
Non-Employee Witnesses					
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Supervisors					
Employee #	Last Name	First Name	M.I.	(circle one or more): On Duty Witness to shooting Present during shooting Involved in shooting	
	Wright	Mark			
Employee #	Last Name	First Name	M.I.	(circle one or more): On Duty Witness to shooting Present during shooting Involved in shooting	
Watch Sergeant					
Employee #	Last Name	First Name		M.I.	
	Keelin	Fred			
Watch Commander					
Employee #	Last Name	First Name		M.I.	
	Carter	Quitman			

PSTD Use Only	
SH # _____	

Rollout Information					
Arrival Date	May 3, 2009	Arrival Time	0025	Date Submitted	05-05-09
				Date of Recommendation	05-03-09
Employee #	[REDACTED]	Last Name	Brickert	First Name	Scott M.I. J.
Employee #	[REDACTED]	Last Name	Maldonado	First Name	Albert M.I. H.
Employee #	[REDACTED]	Last Name	Hill	First Name	Scott M.I.
Shooting / Force Information					

Method

(AW)	Anwen	(OV)	Other Weapon: Vehicle
(BC)	Baton:(Control)	(OB)	Other Weapon: Blunt Object
(BI)	Baton:(Impact)	(OO)	Other Weapon: Other
(BF)	Bodily Fluids	(PK)	Personal Weapon: Feet/Leg: (Kick)
(CN)	Canine	(PS)	Personal Weapon: Feet/Leg: (Sweep)
(CR)	Carold Restraint	(PH)	Personal Weapon (Hand/Arm)
(CH)	Choke Hold	(PP)	Personal Weapon (Push)
(CT)	Control Holds:(Control Techniques)	(PO)	Personal Weapon (Other)
(TT)	Control Holds:(Team Takenown)	(RS)	Resistance
(TD)	Control Holds:(Takedown)	(CN)	Restraint Device (Capture Net)
(CE)	Chemical	(RH)	Restraint Device (Handcuffs)
(OO)	Ohemical Agents (OG Spray)	(NB)	Restraint Device:Hobble (Legs Only)
(TG)	Chemical Agents (Tear Gas)	(TP)	Restraint Device:Hobble (TARP)
(EX)	Explosives	(RE)	Restraint Device: REACT Belt
(FH)	Firearm (Handgun)	(SP)	Sap
(FR)	Firearm (Rifle)	(SH)	Shield
(FS)	Firearm (Shotgun)	(SG)	37mm Stinger
(FO)	Firearm (Other)	(SB)	Sting Ball
(FB)	Flashbang	(ST)	Stun Bag
(FL)	Flashlight	(TR)	Taser
(OE)	Other Weapon: Edged	(UC)	Uncooperative

Type of Injury

(AB)	Abrasion
(BR)	Bruise
(BU)	Burn
(CP)	Complaint of Pain
(CO)	Concussion
(DH)	Death
(DI)	Dislocation
(DB)	Dog Bite
(FR)	Fractures
(GS)	Gunshot
(HB)	Human Bite
(LC)	Lacerations
(ND)	Nerve Damage
(OD)	Organ Damage
(PA)	Paralysis
(PW)	Puncture Wound
(SD)	Soft Tissue Damage
(ST)	Sprain/Twists
(UN)	Unconscious
(RM)	Refused Med Treatment
(NN)	NONE

Body Part Injured

{AD}	Abdomen
{AK}	Ankle
{AR}	Arm
{BK}	Back
{BT}	Buttocks
{CH}	Chest
{EL}	Elbow
{FA}	Face
{FE}	Feet
{FI}	Fingers
{GE}	Genitals
{GR}	Groin
{HD}	Hand
{HE}	Head
{HI}	Hip
{IN}	Internal
{KN}	Knees
{LE}	Leg
{NK}	Neck
{SH}	Shoulder
{WR}	Wrist

Brand

{AK}	AK-47	{IV}	Iver Johnson	{RI}	RGI
{BN}	Benelli	{JE}	Jennings	{RO}	Rossi
{BR}	Beretta	{LO}	Lorcin	{SW}	Smith & Wesson
{BW}	Browning	{LU}	Luger	{SR}	Sturm Ruger
{CH}	Charter Arms	{MA}	Marlin	{ST}	Sterling
{CO}	Colt	{MO}	Mossberg	{TA}	Taurus
{DA}	Davis Industries	{NC}	NCI aka SKS	{WE}	Weatherby
{GL}	Glock	{NA}	North American	{WN}	Winchester
{HA}	Harrington & Richardson	{NO}	Norinco	{US}	US Government
{HI}	Hi Standard	{RA}	Raven	{YY}	Handmade (Inmate)
{HK}	H & K	{RM}	Remington	{XX}	Homemade (Non-Inmate)
{IT}	Ithica	{RG}	RG	{ZZ}	Other Brand

Caliber

(9)	9 mm	(24)	.243 caliber	(41)	.410 gauge
(10)	10 mm	(25)	.25 caliber	(44)	.44 caliber
(12)	12 gauge	(30)	.308 caliber	(45)	.45 caliber
(20)	20 gauge	(35)	.357 caliber	(50)	50 mm
(21)	.22-250	(38)	30 60 caliber	(SL)	Slug
(22)	.22 caliber	(38)	.38 caliber	(WWW)	Other caliber
(23)	.223 caliber	(40)	.40 caliber		

FORCE APPLIED (one code per block)[illegible]

Officer Involved Shooting Involved Employee Information

URN: 009-07253-2608-461

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Involved Employee									
E 1	Employee #	Last Name	Paetz		First Name	Anthony		M.I.	-
Sex: M		Race: H		Rank: Deputy	Unit Assignment: Palmdale Station		Work Assignment (Unit #, Module, etc.): Off-Duty		
ShiftTime (circle only one): EM <input type="radio"/> PM <input checked="" type="radio"/> Day		ShiftType (circle only one): Regular <input type="radio"/> Overtime <input type="radio"/> Off Duty <input checked="" type="radio"/>		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used: N/A			
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input type="checkbox"/>	
Hrs of sleep prior to shooting: 8		Duty Time (hrs):		Clothing (circle only one): Plain Clothes no Vest <input checked="" type="radio"/> Plain Clothes w/ Vest <input type="radio"/> Raid Jacket no Vest <input type="radio"/> Raid Jacket w/ Vest <input type="radio"/>		Other Factors:			
Age: 504		Height: 125		Weight: 125					
Range Qualification Date:		PPC Qualification Date:		Laser Training Date:					
Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>		Certification Unit:		Prior Shootings? <input checked="" type="checkbox"/>		Number of Prior Shootings: 1	
Weapons Fired Brand: Beretta		Caliber: 9 mm		# Shots: 5		Weapons Fired Brand: 5		Caliber: # Shots	
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

Involved Employee									
E	Employee #	Last Name	First Name		M.I.				
Sex:		Race:		Rank:	Unit Assignment:		Work Assignment (Unit #, Module, etc.):		
ShiftTime (circle only one): EM <input type="radio"/> PM <input type="radio"/> Day		ShiftType (circle only one): Regular <input type="radio"/> Overtime <input type="radio"/> Off Duty <input type="radio"/>		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:			
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input type="checkbox"/>	
Hrs of sleep prior to shooting:		Duty Time (hrs):		Clothing (circle only one): Plain Clothes no Vest <input type="radio"/> Plain Clothes w/ Vest <input type="radio"/> Raid Jacket no Vest <input type="radio"/> Raid Jacket w/ Vest <input type="radio"/>		Other Factors:			
Age:		Height:		Weight:					
Range Qualification Date:		PPC Qualification Date:		Laser Training Date:					
Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>		Certification Unit:		Prior Shootings? <input type="checkbox"/>		Number of Prior Shootings:	
Weapons Fired Brand:		Caliber:		# Shots:		Weapons Fired Brand:		Caliber: # Shots	
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

Involved Employee									
E	Employee #	Last Name	First Name		M.I.				
Sex:		Race:		Rank:	Unit Assignment:		Work Assignment (Unit #, Module, etc.):		
ShiftTime (circle only one): EM <input type="radio"/> PM <input type="radio"/> Day		ShiftType (circle only one): Regular <input type="radio"/> Overtime <input type="radio"/> Off Duty <input type="radio"/>		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:			
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input type="checkbox"/>	
Hrs of sleep prior to shooting:		Duty Time (hrs):		Clothing (circle only one): Plain Clothes no Vest <input type="radio"/> Plain Clothes w/ Vest <input type="radio"/> Raid Jacket no Vest <input type="radio"/> Raid Jacket w/ Vest <input type="radio"/>		Other Factors:			
Age:		Height:		Weight:					
Range Qualification Date:		PPC Qualification Date:		Laser Training Date:					
Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>		Certification Unit:		Prior Shootings? <input type="checkbox"/>		Number of Prior Shootings:	
Weapons Fired Brand:		Caliber:		# Shots:		Weapons Fired Brand:		Caliber: # Shots	
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

Officer Involved Shooting Suspect Information

URN: 009-07253-2608-461

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Suspect Information

S 1	Last Name		First Name		M.I.
	AKA Last Name		First Name		M.I.
Sex: F		Race: B	Street Address:		City State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age: 18		D.O.B.	Height:	Weight:	FBI #
Booking #		Primary Charge: 5150 WIC		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #		Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>		Mental Illness? <input checked="" type="checkbox"/>	Criminal History? <input type="checkbox"/>
Vehicle Make		Model:		Year:	

S	Last Name		First Name		M.I.
	AKA Last Name		First Name		M.I.
Sex:		Race:	Street Address:		City State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age:		D.O.B.	Height:	Weight:	FBI #
Booking #		Primary Charge:		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #		Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>		Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>
Vehicle Make		Model:		Year:	

S	Last Name		First Name		M.I.
	AKA Last Name		First Name		M.I.
Sex:		Race:	Street Address:		City State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age:		D.O.B.	Height:	Weight:	FBI #
Booking #		Primary Charge:		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #		Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>		Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>
Vehicle Make		Model:		Year:	

S	Last Name		First Name		M.I.
	AKA Last Name		First Name		M.I.
Sex:		Race:	Street Address:		City State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age:		D.O.B.	Height:	Weight:	FBI #
Booking #		Primary Charge:		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #		Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>		Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>
Vehicle Make		Model:		Year:	